Attorney Docket No.: H2OG001US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In In Application of:

William Shaw

Serial No.:

10/676,544

Filing Date:

October 1, 2003

Group Art Unit:

3751

Title:

TOILET TANK FILL VALVE AND METHOD OF OPERATION

Commissioner for Patents P.O. Box 1450

Aiéxandria, VA 22313-1450

Certification Under 37 C.F.R. 1.8

Date of Mailing: May 13, 2005

I hereby certify that I have caused the document indicated herein to be deposited with the United States Postal Service to Addressee under 37 CFR § 1.8 on the date

P.O. Box 1450, Alexandria, VA 22313-1450.

Lee Ann Carter

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Dear Sir:

Applicant hereby responds to the Office Action mailed April 5, 2005. In the Action, the Examiner alleges that the application contains claims directed to two (2) patentably distinct inventions. Group I, Claims 1-8 and 17-21, drawn to a water control system, classified in class 4, subclass 366; and Group II, Claims 9-16, drawn to a water control method, classified in class 4, subclass 661. By the Action, Applicant is required under 35 U.S.C. 121 to elect a single disclosed invention for prosecution.

Accordingly, Applicant hereby elects Group I, Claims 1-8 and 17-21. Applicant reserves the right to file Divisional applications on the non-elected invention.

Applicant respectfully submits that such election is provisional, since applicant maintains that all claims are directed to a single distinct invention claiming the system and the method of using the system. Therefore, Applicant respectfully traverses the Examiner's assertion that the application contains claims directed to two (2) patentably distinct inventions.

Respectfully submitted,

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Dated: May 13, 2005

William N. Hulsey III

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